

BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS

COMMITTEE OF THE WHOLE MEETING

A G E N D A

FEBRUARY 11, 2009

7:30 PM COURTHOUSE COUNCIL CHAMBERS

ROLL CALL_____

PLEDGE OF ALLEGIANCE_____

**PUBLIC COMMENT ON ANY PUBLIC MATTER
NOT ON THE AGENDA**_____

REPORT OF THE CHAIR_____

SECTION I INVITATION FOR BIDS

SEALED BIDS ARE HEREBY INVITED FOR THE PRECAST CONCRETE
CULVERTS FOR THE SILVER BOW CREEK GREENWAY
CONSTRUCTION . (Communication No. 09-71 being held in Committee of the Whole)
Proof of publication

SECTION II PRESENTATION COMMUNICATION NO. 09-80

Bill Melvin, Civic Center Manager, requesting time on the 2/11/09 agenda for a
presentation from Schelenker and McKittrick Architects, PC who will be
overseeing the elevator modernization project at the Courthouse.

SECTION III PRESENTATION COMMUNICATION NO. 09-81

Bill Melvin, Civic Center Manager, requesting time on the 2/11/09 agenda for a
presentation on energy conservation opportunities throughout Butte-Silver
government.

SECTION IV**PRESENTATION
COMMUNICATION NO. 09-84**

Cindy McIlveen, Planning Specialist, requesting time on the 2/11/09 agenda for a staff presentation and approval on 2/18/09 for endorsement of Comprehensive Parks, Recreation, open space and trails presentation.

SECTION V**COMMUNICATION NO. 08-722**

Charlie O'Leary, Chairman Council of Commissioners, requesting examination of the ownership documents for the Storm Lake Dam Site.

SECTION VI**COMMUNICATION NO. 08-733**

Mollie A. Mafei, Deputy County Attorney, requesting concurrence in purchase of Parcel #1903255 in settlement of lawsuit with the James Company and recommending Parks Department remove playground equipment as part of the City-County's open space plan.

SECTION VII**COMMUNICATION NO. 08-797**

Robert A. Macioroski, Director Land Office, requesting County Attorney be Directed to prepare a resolution and documentation for transfer of storm sewer easement from Frank Antonioli.

SECTION VIII**COMMUNICATION NO. 08-801**

Ellen Donohue, Attorney Montana Legal Services Association, requesting council renew the lease on the Jacobs House for six years.

SECTION IX**COMMUNICATION NO. 09-29**

Dori Skrukrud, Assistant Director Community Development Department, requesting time on the 2/4/09 agenda to conduct a budget amendment public hearing.

SECTION X**COMMUNICATION NO. 09-44**

Karen Byrnes, Community Development Department, requesting public hearing be set for 2/4/09 to adjust budget authority to account for an increase of grant funds for Butte Native Plant Propagation Nursery Program.

SECTION XI**COMMUNICATION NO. 09-52**

Dan Dennehy, Interim Public Works Director, requesting time on 2/4/09 agenda to conduct a bid opening for 2009 construction season asphalt supply.

SECTION XII**COMMUNICATION NO. 09-56**

Karen Byrnes, Director Community Development Department, requesting council schedule a public hearing 2/4/09 to receive comment to amend 2008-2009 budget to create budget authority for grant monies from the Edward Byrne Memorial Justice Assistance Grant.

SECTION XIII**COMMUNICATION NO. 09-58**

Cindy McIlveen, Planning Specialist, requesting public hearing be scheduled for 2/4/09 to solicit public comment on amendment to 2008-2009 budget for Natural Resources Damage Program.

SECTION XIV**COMMUNICATION NO. 09-59**

Cindy Mc Ilveen, Planning Specialist, requesting public hearing be scheduled 2/4/09 to solicit comment on amendment to 2008-2009 budget for Natural Resources Damage Program.

SECTION XV**COMMUNICATION NO. 09-65**

Corey Biggers, Montana Mountain Bike Alliance, requesting time on 2/4/09 agenda to make a presentation on a proposal for a National Protection Area in the Lionhead.

SECTION XVI**COMMUNICATION NO. 09-69**

Don Kronenberger, Commissioner District 5, requesting issue of the “Partnership Strategy” and urging council to re-visit their 2006 resolution.

SECTION XVII**COMMUNICATION NO. 09-71**

Milo Manning, Chairman Greenway Service District, requesting a bid opening be scheduled for 2/11/09 for the procurement of precast concrete culverts for Silver Bow Creek Greenway.

SECTION XVIII**COMMUNICATION NO. 09-73**

Frank Kriewald, requesting time on the 2/18/09 agenda for County Commissioners from Beaverhead, Madison and Jefferson Counties and people from Butte to discuss the Beaverhead Deer Lodge National Forest Plan.

SECTION XIX**COMMUNICATION NO. 09-75**

Rob Macioroski, Director Land Records Department, requesting authorization to issue Developer's Packet for vacant city-county owned property at 1622 N. Main Street, Walkerville, MT.

SECTION XX**COMMUNICATION NO. 09-80**

Bill Melvin, Civic Center Manager, requesting time on 2/11/09 agenda for a presentation from Schelenker & Mc Kittrick Architects, PC who will be overseeing elevator modernization project at the Courthouse.

SECTION XXI**COMMUNICATION NO. 09-81**

Bill Melvin, Civic Center Manager, requesting time on the 2/11/09 agenda for a presentation on energy conservation opportunities throughout Butte-Silver Bow Government Buildings.

SECTION XXII**COMMUNICATION NO. 09-82**

Karen Byrnes, Community Development Director, requesting permission to submit a grant request to Community Development Block Grant Program for an economic development planning grant.

SECTION XXIII**COMMUNICATION NO. 09-83**

Karen Byrnes, Community Development Director, requesting time on the 2/18/09 agenda to conduct a public hearing regarding the addition of unanticipated revenue to the 2008-2009 budget.

SECTION XXIV**COMMUNICATION NO. 09-84**

Cindy Mc Ilveen, Planning Specialist, requesting time on the 2/11/09 agenda for a staff presentation and approval on 2/18/09 for endorsement of comprehensive Parks Recreation, open space and trails presentation.

ADJOURN_____

FINANCE AND BUDGET COMMITTEE MEETING 6PM COURTHOUSE COUNCIL CHAMBERS

SECTION I

COMMUNICATION NO. 09-66

Marijo Mac Donald, Law Library, requesting approval of line item budget transfers.

SECTION II

COMMUNICATION NO. 09-68

John Moodry, Weed Department, requesting approval of line item budget transfers.

SECTION III

COMMUNICATION NO. 09-79

Stephen D. Hess, Acting Planning Director, requesting approval of line item budget transfers.

JUDICIARY COMMITTEE MEETING 7PM COURTHOUSE COUNCIL CHAMBERS

SECTION I

COUNCIL BILL NO. 09-1 ORDINANCE NO. 09-1

AN ORDINANCE AMENDING SECTION 4 OF ORDINANCE NO. 204 AND SECTION 10.40.050 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED "SPEED LIMIT;" ESTABLISHING A 35 MPG SPEED LIMIT BEGINNING AT THE INTERSECTION WITH HARRISON AVENUE AND CONTINUING WEST ALONG HOLMES AVENUE TO THE INTERSECTION WITH ROWE ROAD AND CONTINUING NORTHWEST ON ROWE ROAD AT 300 FEET NORTH OF THE INTERSECTION WITH LEXINGTON AVENUE, AN APPROXIMATE DISTANCE OF 1.3 MILES AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

SECTION II

COUNCIL RESOLUTION NO. 09-8

A RESOLUTION APPROVING ACCEPTANCE OF AN EASEMENT FROM FRANK M. ANTONIOLI DESCRIBED AS A PORTION OF THE KINGS CLAY DEPOSIT PLACER, MINERAL APPLICATION NO. 1026, MINERAL ENTRY NO. 880, LOCATED IN A PORTION OF THE SOUTHEAST ONE-QUARTER OF THE SOUTHEAST ONE-QUARTER SECTION 14, TOWNSHIP 3 NORTH, RANGE 8 WEST, P.M.M., FOR THE LOCATION OF A STORM SEWER EASEMENT AND NECESSARY APPURTENANCES; FINDING THE NECESSARY FACTS FOR THE RESOLUTION AND AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

SECTION III

COUNCIL RESOLUTION NO. 09-9

RESOLUTION RELATING TO \$3,000,000 GENERAL OBLIGATION BONDS, SERIES 2009; AWARDING THE SALE THEREOF AND APPROVING THE OFFICIAL STATEMENTS THERETO.

PUBLIC WORKS COMMITTEE MEETING
6:30 PM COURTHOUSE COUNCIL CHAMBERS

SECTION I

COMMUNICATION NO. 08-738

Greg and Brenda Ebner, requesting Beef Trail Road and Little Basin Creek Road be striped and revised for better visibility and also speed limit signage be posted on both roads.

SECTION II

COMMUNICATION NO. 08-747

Cindi Shaw, Commissioner District 11, regarding request for review of traffic concerns – Caledonia Street to Western Street.

SECTION III

COMMUNICATION NO. 09-40

John Morgan, Commissioner District 3, regarding request of Pastor Russ Koch, Assembly of God Church for flashing lights at crosswalk in front of the church (2055 Florence Avenue).

SECTION IV

PETITION NO. 09-1

John Harrington, Building Official, requesting on behalf of Wheeler Family LLC to close and vacate a portion of the alley within Block 1 of the Storey Addition and abutting the Spruce Lode Mining Claim

SECTION V

PETITION NO. 09-2

John Harrington, Building Official, requesting on behalf of Park Street Partnership, LLC to close and vacate an alley within the Lizzie Lode and the Colorado Lode.